

The Honorable Marsha J. Pechman

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

IN RE WASHINGTON MUTUAL, INC.
SECURITIES & ERISA LITIGATION

No. 2:08-md-1919 MJP

IN RE WASHINGTON MUTUAL, INC.
SECURITIES LITIGATION

Lead Case No.: C08-387 MJP

This Document Relates to: ALL CASES

**UNDERWRITER DEFENDANTS'
STATEMENT OF NON-OPPOSITION
TO LEAD PLAINTIFF'S MOTION FOR
FINAL APPROVAL OF CLASS ACTION
SETTLEMENTS, LEAD PLAINTIFF'S
MOTION FOR APPROVAL OF PLAN
OF ALLOCATION, AND LEAD
COUNSEL'S MOTION FOR AN
AWARD OF ATTORNEYS' FEES AND
REIMBURSEMENT OF LITIGATION
EXPENSES**

NOTE ON MOTION CALENDAR
(Settlement Hearing Date):
November 4, 2011 at 9:00 a.m.

PLC-21; PLC-22; PLC-23

Goldman, Sachs & Co., Morgan Stanley & Co. Incorporated, Credit Suisse Securities (USA) LLC, Deutsche Bank Securities Inc., UBS Securities LLC, J.P. Morgan Securities Inc., Barclays Capital Inc., Keefe, Bruyette & Woods, Inc., Cabrera Capital Markets, LLC, The Williams Capital Group, L.P., Citigroup Global Markets, Inc., Greenwich Capital Markets, Inc. (now known as “RBS Securities Inc.”), BNY Mellon Capital Markets, LLC (successor to BNY Capital Markets, Inc.), and Samuel A. Ramirez & Company, Inc. (collectively, the “Underwriter Defendants”), hereby state that they do not oppose Lead Plaintiff’s Motion for Final Approval of Class Action Settlements, Lead Plaintiff’s Motion for Approval of Plan of Allocation, and Lead Counsel’s Motion for an Award of Attorneys’ Fees and Reimbursement of Litigation Expenses (the “Motions”), filed with this Court on September 25, 2011. The Underwriter Defendants hereby submit this statement in connection with the proposed settlement of this action solely to make clear that they neither adopt nor join in the factual or legal discussions included in the Motions and the supporting documents. While the Underwriter Defendants have entered into the settlement to resolve this litigation and therefore support its approval by the Court, they deny wrongdoing or liability in all respects and reserve all rights to contest the facts and legal analyses set forth in the Motions and the supporting documents in the event that, for any reason, the settlement is not approved and litigation of the claims herein resumes.

DATE: October 14, 2011

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CERTIFICATE OF SERVICE

I hereby certify that on the 14th day of October, 2011, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the email addresses on the Court's Electronic Mail Notice list.

/s/ Jonathan C. Dickey
Jonathan C. Dickey